IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 1569 OF 2006

Dr.Shekhar Patil and another ...Applicants

V/s

The State of Maharashtra ...Respondent.

Mr. R.R. Bhosale for the applicants.
Ms. M.H. Mhatre, APP for the State.

CORAM: V.M. KANADE, J.

DATE: 28th April, 2006

P.C.

1. Heard the learned Counsel for the applicants and the learned APP for the State.

2. The applicants have an apprehension that they are likely to be arrested in connection with the complaint bearing No.I/13/06 registered with the Knurl Police Station for the offence punishable under sections 452, 354, 323, 506(2) read with section 34 of the Indian Penal Code.

3. It is alleged by the complainant that the applicants entered her room and threatened her to withdraw the complaint which she had filed or else face dire consequences.

4. In my view, perusal of the complaint does not disclose any offence punishable under section 452 and 323 of the Indian Penal Code as the complainant was residing in one of the rooms which was allotted to her by the Medical College. The applicant No.1 is a Medical Director and the applicant No.2 is the Public Relation Officer at Terna Hospital and Medical Research Centre, Nerul.

5. It is submitted that, initially, a complaint was lodged by the complainant against one of the employees of the said hospital and on the said complaint a prompt action was taken by the applicants and the said employee was immediately suspended on the next day. The complainant however felt that no action had been taken against the said employee and bore a grudge against the present applicants. Thereafter, the complainant was asked to vacate the room which was given to her on temporary basis. After she vacated the room, the present complaint is filed.

6. Considering these facts, in my view, prima facie case is made out for grant of an anticipatory bail. The applicants, in the event of their arrest for the aforesaid offence, be released on bail in the sum of

Rs 5000/- each with one or two sureties in the like amount each. They shall co-operate with the Investigating Officer and shall report to the concerned Police Station as and when they are called.

7. Application is accordingly disposed of.

V.M. KANADE, J.